

MISSISSIPPI LEGISLATURE

REGULAR SESSION 2023

By: Senator(s) Fillingane, Michel

To: Judiciary, Division B

SENATE BILL NO. 2343  
(As Sent to Governor)

1 AN ACT TO AMEND SECTION 45-1-19, MISSISSIPPI CODE OF 1972, TO  
2 REVISE THE JURISDICTION OF THE DEPARTMENT OF PUBLIC SAFETY IN THE  
3 CAPITOL COMPLEX IMPROVEMENT DISTRICT; TO PROVIDE THAT THE  
4 JURISDICTION OF THE DEPARTMENT OF PUBLIC SAFETY IN THE CITY OF  
5 JACKSON SHALL NOT BE PRIMARY AND SHALL BE CONCURRENT WITH THE  
6 JURISDICTION OF THE CITY OF JACKSON, MISSISSIPPI, AND THAT OF  
7 HINDS COUNTY, MISSISSIPPI; AND FOR RELATED PURPOSES.

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

9 **SECTION 1.** Section 45-1-19, Mississippi Code of 1972, is  
10 amended as follows:

11 45-1-19. (1) The Department of Public Safety, through the  
12 Office of Capitol Police, shall have jurisdiction relative to the  
13 enforcement of all laws of the State of Mississippi on the  
14 properties, from curb to curb, including adjoining streets,  
15 sidewalks and leased parking lots within the Capitol Complex, set  
16 forth in Section 29-5-2, the Governor's mansion, the \* \* \* Supreme  
17 Court Building, the Mississippi Department of Transportation  
18 Building and the Public Employees' Retirement System Building, and  
19 any property purchased, constructed or otherwise acquired by the  
20 State of Mississippi for conducting state business and not



21 specifically under the supervision and care by any other state  
22 entity, but which is reasonably assumed the Department of Public  
23 Safety would be responsible for such. The Department of Public  
24 Safety shall, through any person or persons appointed by the  
25 commissioner, make arrests for any violation of any law of the  
26 State of Mississippi on the grounds of or within those properties.  
27 The Department of Public Safety shall, in addition, enforce the  
28 provisions of this section and Sections 29-5-57 through 29-5-67,  
29 29-5-73 through 29-5-75, and 29-5-81 through 29-5-95, and  
30 prescribe such rules and regulations as are necessary therefor.  
31 The powers and duties related to the administration of Sections  
32 29-5-57 through 29-5-67, 29-5-73 through 29-5-75, and 29-5-81  
33 through 29-5-95 shall remain with the Department of Finance and  
34 Administration.

35 (2) Subject to the approval of the Board of Trustees of  
36 State Institutions of Higher Learning, the Board of Trustees and  
37 the Department of Public Safety shall be authorized to enter into  
38 a contract for the Department of Public Safety to supply the  
39 security personnel with jurisdiction to enforce all laws of the  
40 State of Mississippi on the property of the Board of Trustees  
41 located at the corner of Ridgewood Road and Lakeland Drive in the  
42 City of Jackson.

43 (3) The Department of Public Safety and the Department of  
44 Agriculture are authorized to enter into a contract for the  
45 Department of Public Safety to have jurisdiction and enforce all



46 laws of the State of Mississippi on the property of the Department  
47 of Agriculture located at 121 North Jefferson Street and the new  
48 Farmers Market Building located at the corner of High and  
49 Jefferson Streets in the City of Jackson, Hinds County,  
50 Mississippi. It is the intent of the Legislature that the  
51 Department of Public Safety will not post any security personnel  
52 at such buildings, but will provide regular vehicle patrols and  
53 responses to security system alarms.

54 (4) The Department of Public Safety and the \* \* \* Department  
55 of Agriculture are authorized to enter into a contract for the  
56 Department of Public Safety to have jurisdiction and enforce all  
57 laws of the State of Mississippi on the property of the \* \* \*  
58 Department of Agriculture known as the "Mississippi State  
59 Fairgrounds Complex" and any and all of its outlying buildings and  
60 property. The Department of Public Safety and the \* \* \*  
61 Department of Agriculture are authorized to enter into a contract  
62 for the Department of Public Safety to supply the security  
63 personnel to the \* \* \* Department of Agriculture with jurisdiction  
64 to enforce all laws of the State of Mississippi on this property  
65 and any and all buildings on this property. The Department of  
66 Public Safety is authorized to charge the Department of  
67 Agriculture a fee for security services provided for special  
68 events at the Mississippi State Fairgrounds Complex. The fee  
69 charged will be commensurate with the cost associated with the  
70 Department of Public Safety providing those services.



71           (5) The Department of Public Safety and the Department of  
72 Revenue are authorized to enter into a contract for the Department  
73 of Public Safety to supply the security personnel with  
74 jurisdiction to enforce all laws of the State of Mississippi at  
75 the Alcoholic Beverage Control facility and the Department of  
76 Revenue main office.

77           (6) (a) The Department of Public Safety shall have primary  
78 jurisdiction relative \* \* \* to any other state or municipal law  
79 enforcement agency to enforce all laws of the State of Mississippi  
80 within the boundaries of the Capitol Complex Improvement District  
81 created in Section 29-5-203; such enforcement shall be its primary  
82 function. The Department of Public Safety \* \* \* may, through any  
83 person or persons appointed by the Department of Public Safety,  
84 make arrests for any violation of any law of the State of  
85 Mississippi and violations of the City of Jackson's traffic  
86 ordinances or ordinances related to the disturbance of the public  
87 peace which occurs within the boundaries of the district and  
88 within the boundaries of the City of Jackson. The Department of  
89 Public Safety may choose to present cases to either the District  
90 Attorney or the prosecuting attorneys designated by the Attorney  
91 General for prosecution of any violation of law that accrues or  
92 occurs, in whole or in part, within the boundaries established by  
93 Section 29-5-203. The jurisdiction of the Department of Public  
94 Safety granted under this subsection (6) shall be concurrent with  
95 the jurisdiction of the City of Jackson, Mississippi, and that of



Hinds County, Mississippi within the boundaries of the Capitol Complex Improvement District created in Section 29-5-203. At any time and/or during any event necessitating the coordination of and/or utilization at multiple jurisdictions, as determined by the Chief of Capitol Police or the Commissioner of the Department of Public Safety shall be the lead agency when the event occurs on property as defined herein that is owned or leased by the state as provided in subsection (1) of this section. The jurisdiction and authority of the Department of Public Safety under this subsection (6) shall be in addition to any other jurisdiction and authority provided to the department under this section or any other law.

(b) The Department of Public Safety shall have jurisdiction relative to the enforcement of all laws of the State of Mississippi within the boundaries of the City of Jackson, Mississippi. The Department of Public Safety may, through any person or persons appointed by the Department of Public Safety, make arrests for any violation of any law of the State of Mississippi which occurs within the boundaries of the City of Jackson. The jurisdiction of the Department of Public Safety granted under this paragraph (b) shall not be primary and shall be concurrent with the jurisdiction of the City of Jackson, Mississippi, and that of Hinds County, Mississippi.

(c) Written approval from the Chief of the Capitol Police or the Commissioner of the Department of Public Safety shall be required before any event occurs which will take place on



any street or sidewalk immediately adjacent to any building or property owned or occupied by any official, agency, board, commission, office or other entity of the State of Mississippi, or which can reasonably be expected to block, impede or otherwise hinder ingress thereto and/or egress therefrom. The Department of Public Safety shall promulgate rules and regulations to effectuate the provisions of this paragraph (c).

(d) The Chief of the Capitol Police and/or the Commissioner of the Department of Public Safety, the Chief of the Jackson Police Department, and the Sheriff of Hinds County shall hold a regular meeting within the boundaries of the Capitol Complex Improvement District to address the concerns of the public. Each meeting shall be called by the Chief of the Capitol Police; and the first meeting shall be called by October 15, 2023.

(7) The Department of Public Safety is authorized to enter into a contract with any county for the county to take custody of the misdemeanor offenders arrested under the authority granted under this section.

(8) All accrued personal leave earned pursuant to Section 25-3-93, accrued major medical leave earned pursuant to Section 25-3-95, accrued state compensatory leave earned pursuant to Section 25-3-92, and compensatory leave earned pursuant to the Fair Labor Standards Act (FLSA) shall transfer from the Department of Finance and Administration to the Department of Public Safety for all employees transferred under this section.



146           **SECTION 2.** This act shall take effect and be in force from  
147 and after July 1, 2023.

